

### **REMARKS**

Claims 22-24, 27-36, 39-41 and 44-58 are pending. Upon entry of the instant amendments to the claims, claims 39, 40 and 64-67 will be pending and under consideration. Applicants respectfully submit that the instant Amendment under 37 C.F.R. §§ 1.116 and 41.33(a) fully complies with the requirements of 37 C.F.R. § 1.121 and overcomes any deficiencies in the presentation of the claims stated in the Notice of Non-Compliant Amendment mailed July 19, 2006, as explained below.

A final Office Action was mailed November 17, 2005, from the Patent Office. On March 6, 2006, Applicants filed a Notice of Appeal and an Amendment and Response in which claims 22-24, 27-36, 41 and 44-58 were canceled; claim 39 was amended and new claims 59-63 were added. The amendments requested by Applicants in their Amendment and Response of March 6, 2006, were not entered by the examiner as stated in the Advisory Action mailed April 13, 2006.

Applicants filed an Amendment under 37 C.F.R. §§ 1.116 and 41.33(a) on June 29, 2006 to amend the claims such that only those claims that would be allowable, *i.e.*, claims 39, 40, and newly proposed claims 60-63, were presented to the Patent Office, as stated on page 3 of the April 13, 2006 Advisory Action. A Notice of Non-Compliant Amendment and an Advisory Action Before the Filing of an Appeal Brief were each mailed July 19, 2006, by the Patent Office stating that the presentation of the claims on page 2 of Applicants' Amendment dated June 29, 2006, was not in compliance with 37 C.F.R. § 1.121 since the status of claim 59 was incorrectly identified as being "canceled," whereas the status of claim 59 should be "not entered," and that newly proposed claims, *i.e.*, claims 60-63, should be presented under a new claim numbers.

With the instant amendment, Applicants respectfully submit that the procedural requirements of 37 C.F.R. § 1.121 for the presentation of the claims are fully satisfied. The status of claims 59-63 indicates that the claims are not entered and text of these claims is not shown. Newly proposed claims 64-67 are identical to claims 60-63 that were previously presented, which were indicated by the Patent Office to be allowable if and when entered.

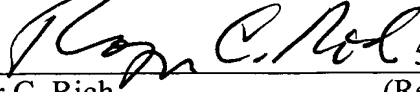
The instant amendments to the claims are fully supported by the specification and claims as originally filed and no new matter is added with these amendments. Entry of the instant amendments to the claims is respectfully requested.

An indication of the allowability of claims 39, 40 and 64-67 is respectfully requested.

No fee, other than that for the one-month extension of time, is believed to be due with this paper. However, the Commissioner is hereby authorized to charge any required fee to Jones Day Deposit Account No. 50-3013 (referencing no. 602922-999008).

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Respectfully submitted,

  
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